

SEPTEMBER 1, 1998

Crim. THE PEOPLE  
No. v.  
C024983 JOE MORENO AQUAYO  
BY THE COURT:

Pursuant to the directions of the California State Supreme Court's order dated August 26, 1998, the decision of this court dated May 28, 1998, is vacated.

Dated: September 1, 1998

PUGLIA, P.J.

SEPTEMBER 1, 1998 CONTINUED

Crim. No. C027908	THE PEOPLE v. ISAAC GAINES	(Not for Publication)
	The judgment is affirmed.	
	We concur:	NICHOLSON, J. HULL, J.  SCOTLAND, Acting P.J.
Civil No. C025222	ROBERT E. DE GRAVEL v. BOARD OF EQUALIZATION	(Not for Publication)
	The judgment is affirmed.	
	We concur:	NICHOLSON, J.  SIMS, Acting P.J. DAVIS, J.
Crim. No. C025565	THE PEOPLE v. LARRY NEIL PARKS	(Not for Publication)
	The judgment is affirmed.	
	We concur:	SIMS, Acting P.J.  DAVIS, J. SCOTLAND, J.
Crim. No. C028508	THE PEOPLE v. ROBERT MATHEW GORI	(Not for Publication)
	The judgment is affirmed.	
	We concur:	SCOTLAND, Acting P.J.  NICHOLSON, J. HULL, J.
Crim. No. C025798	THE PEOPLE v. MICHAEL JOHN CAREY	(Not for Publication)
	The judgment is affirmed.	
	We concur:	SCOTLAND, Acting P.J.  NICHOLSON, J. HULL, J.

WEDNESDAY, SEPTEMBER 2, 1998

Juvenile TYRONE S. ET AL. (Not for Publication)

No. v.

C029660 THE SUPERIOR COURT OF SHASTA COUNTY  
SHASTA COUNTY DEPARTMENT OF SOCIAL SERVICES ET AL.

The mother's petition is denied. The father's petition is granted in part. The juvenile court is directed to determine, on the evidence and arguments already presented, whether the findings required by section 361 subdivision (c) (1) can be made by clear and convincing evidence. No further evidentiary hearing shall be required for the court to make this determination. In all other respects, the father's petition is denied.

SIMS, Acting P.J.

We concur: DAVIS, J.  
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C028220 TOMMY RAY HARRIS

The judgment is affirmed.

SIMS, Acting P.J.

We concur: DAVIS, J.  
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C028207 DONALD REED ADAMS

The judgment is affirmed.

SIMS, Acting P.J.

We concur: DAVIS, J.  
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C027719 ALLAN POLK COOK

The judgment is affirmed.

SIMS, Acting P.J.

We concur: DAVIS, J.  
MORRISON, J.

SEPTEMBER 3, 1998

Civil        STATE FARM FIRE AND CASUALTY ETC. ET AL.  
 No.            v.  
 C029114     AMERIGAS PROPANE L.P.

BY THE COURT:

Pursuant to written request of appellants, the appeal filed March 27, 1998, is dismissed. It is further ordered that the remittitur issue forthwith. (Cal. Rules of Court, rule 19(b).)

Dated:        September 3, 1998

PUGLIA, P.J.

Civil        JEFFREY H. OCHRACH  
 No.            v.  
 C029568     JAMES ANDERSON ET AL.

BY THE COURT:

Appellant Consolidated Sierra Gold Mines Inc.'s motion to consolidate this case with C028794 is denied.

Dated:        September 3, 1998

DAVIS, Acting P.J.

Civil        HERMAN BANSEMER ET AL. (Not for Publication)  
 No.            v.  
 C027796     NEVADA COUNTY COMMITTEE ON SCHOOL DISTRICT  
                  ORGANIZATION ET AL.

CALLAHAN, J.

We concur:        PUGLIA, P.J.  
                          DAVIS, J.

Crim.        THE PEOPLE                    (Not for Publication)  
 No.            v.  
 C028178     MIKI SEARS

The judgment is affirmed.

HULL, J.

We concur:        SCOTLAND, Acting P.J.  
                          NICHOLSON, J.

SEPTEMBER 3, 1998

Crim. THE PEOPLE (Not for Publication)  
 No. v.  
 C026977 ORGLE JOE NEFF

The judgment is affirmed.

SCOTLAND, J.

We concur: PUGLIA, P.J.  
 CALLAHAN, J.

Crim. THE PEOPLE (Not for Publication)  
 No. v.  
 C026513 MICHAEL JOSEPH BANVILLE ET AL.

The judgment is affirmed.

SCOTLAND, Acting P.J.

We concur: NICHOLSON, J.  
 MORRISON, J.

Juvenile In re LO S., a Person Coming Under the Juvenile Court Law  
 No. THE PEOPLE (Not for Publication)  
 C028226 v.  
 LO S.

The order committing the minor to the Youth Authority is affirmed.

SCOTLAND, Acting P.J.

We concur: NICHOLSON, J.  
 MORRISON, J.

FRIDAY, SEPTEMBER 4, 1998

Crim. THE PEOPLE (Not for Publication)  
 No. v.  
 C028810 WILLIAM EDWAARD O'DONNELL

The judgment is affirmed.

NICHOLSON, J.

We concur: PUGLIA, P.J.  
 SCOTLAND, J.

FRIDAY, SEPTEMBER 4, 1998 CONTINUED

Juvenile No. C029029	In re BREEZY J. ET AL., Minors v. JOHN J.	(Not for Publication)
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The orders of the juvenile court are affirmed.

MORRISON, J.

We concur:           SIMS, Acting P.J.  
                              DAVIS, J.

TUESDAY, SEPTEMBER 8, 1998

Juvenile No. C027962	In re KENNETH L., a Person Coming Under the Juvenile Court Law. THE PEOPLE v. KENNETH L.	(Not for Publication)
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The judgment is affirmed.

CALLAHAN, J.

We concur:           BLEASE, Acting P.J.  
                              RAYE, J.

Crim. No. C028170	THE PEOPLE v. RUBEN FERNANDEZ LOPEZ	(Not for Publication)
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The judgment is affirmed.

CALLAHAN, J.

We concur:           BLEASE, Acting P.J.  
                              RAYE, J.

WEDNESDAY, SEPTEMBER 9, 1998

Crim. No. C027845	THE PEOPLE v. DAVID WAYNE WISE BY THE COURT:
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Appellant's petition for rehearing is denied.

Dated:           September 9, 1998

SIMS, Acting P.J.

WEDNESDAY, SEPTEMBER 9, 1998 CONTINUED

Civil	MAE NEWMAN
No.	v.
C027428	DONALD LEE JORDAN ET AL.
Civil	MAE NEWMAN
No.	v.
C028310	DONALD LEE JORDAN ET AL.

BY THE COURT:

On the court's own motion, the above cases are consolidated. The cases are ordered consolidated for all further appellate procedures except that they will retain their respective case numbers. Whenever documents are submitted for filing by the parties, an original must be presented for each case number; however, if copies of documents are required pursuant to the California Rules of Court, the parties need only submit a maximum of four. The cases will be considered for decision together.

Appellants' combined reply brief is due on or before October 1, 1998.

Dated: September 9, 1998

PUGLIA, P.J.

Juvenile In re ERIC W., a Person Coming Under the Juvenile Court Law.  
No. THE PEOPLE (Not for Publication)  
C025849 v.  
ERIC W.

The judgment is affirmed.

CALLAHAN, J.

We concur: PUGLIA, P.J.  
NICHOLSON, J.

Juvenile In re CHRISTOPHER B., a Person Coming Under the Juvenile Court Law  
No. THE PEOPLE (Not for Publication)  
C028636 v.  
CHRISTOPHER

The judgment is affirmed.

CALLAHAN, J.

We concur: PUGLIA, P.J.  
SCOTLAND, J.

WEDNESDAY, SEPTEMBER 9, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C027098 BRUCE EDWARD CHRISTIE  
The judgment is affirmed.  
RAYE, J.  
We concur: PUGLIA, P.J.  
SIMS, J.

THURSDAY, SEPTEMBER 10, 1998

Juvenile CLIFTON D. H. (Not for Publication)  
No. v.  
C027731 STEVEN G. D.  
The judgment is affirmed.  
SCOTLAND, Acting P.J.  
We concur: NICHOLSON, J.  
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C027656 NICOLAS MENDOZA

The judgment is modified to impose a section 290.3 fine of \$2,500. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment reflecting this modification and to forward a certified copy of the amended abstract to the Department of Corrections.

SCOTLAND, Acting P.J.

We concur: NICHOLSON, J.  
MORRISON, J.

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C018719 TERRI L. RASMUSSEN  
The judgment is affirmed.  
SCOTLAND, J.  
We concur: DAVIS, Acting P.J.  
MORRISON, J.



FRIDAY, SEPTEMBER 11, 1998

Juvenile In re ASHLEY T. ET AL., Persons Coming Under the Juvenile Court Law.  
No. SACRAMENTO COUNTY DEPARTMENT OF HEALTH AND HUMAN  
C029457 SERVICES (Not for Publication)

V.

HOPE T.

The order terminating appellant's parental rights is reversed.

PUGLIA, P.J.

We concur: SCOTLAND, J.  
NICHOLSON, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C027206      ANTHONY MICHAEL REYES

The judgment is affirmed.

SCOTLAND, Acting P.J.

We concur:           NICHOLSON, J.  
                                  MORRISON, J.

MONDAY, SEPTEMBER 14, 1998

## MISC-ORDER

98-09 BY THE COURT:

Associate Justice Coleman A. Blease is appointed to serve as Acting Presiding Justice to discharge the duties described in Rules 75, 76, 77 and 78 of the California Rules of Court during the absence of the Presiding Justice from the Court for the period of September 21, 1998, through October 16, 1998, or until his return. (See Cal. Const. Art 6, Sec. 3.) The senior member of a panel of the Court is designated the Acting Presiding Justice of that panel during the absence of the Presiding Justice.

Dated: September 14, 1998

PUGLIA, P.J.

Juvenile In re the Marriage of SANDY and MICHAEL E. BRADLEY  
No. SANDY BRADLEY (Not for Publication)

C028231 v.

MICHAEL E. BRADLEY

The judgment is affirmed.

NICHOLSON, J.

We concur:           BLEASE, Acting P.J.  
                              SCOTLAND, J.

MONDAY, SEPTEMBER 14, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)

No. v.

C028384 DEBBIE ANN JONES

As defendant raises no claim of sentencing error, the judgment is affirmed.

SCOTLAND, Acting P.J.

We concur: NICHOLSON, J.  
HULL, J.

TUESDAY, SEPTEMBER 15, 1998

Crim. THE PEOPLE (Not for Publication)

No. v.

C025952 DAVID TRAMONTINI JR.

The judgment is affirmed.

DAVIS, J.

We concur: PUGLIA, P.J.  
BLEASE, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C027993 TIMOTHY GLENN HUDSON

The judgment is affirmed.

RAYE, J.

We concur: BLEASE, Acting P.J.  
DAVIS, J.

Crim. THE PEOPLE (Not for Publication)

No. v.

C028223 DUDDY KNEZEVICH

The judgment is affirmed.

CALLAHAN, J.

We concur: BLEASE, Acting P.J.  
RAYE, J.

TUESDAY, SEPTEMBER 15, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C026475 ANDREA BAIL BONDS  
The judgment is affirmed.  
RAYE, J.  
We concur: PUGLIA, P.J.  
HULL, J.

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C025620 DAVID ANDRE MITCHELL  
The judgment is affirmed.  
RAYE, J.  
We concur: PUGLIA, P.J.  
DAVIS, J.

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C028483 ELDER BENTLEY, III  
The judgment is affirmed.  
RAYE, J.  
We concur: BLEASE, Acting P.J.  
DAVIS, J.

Crim. THE PEOPLE (No for Publication)  
No. v.  
C028210 ANDREW LEE HAUGH

The judgment is modified to award defendant 451 days' custody credit, 224 days' conduct credit and 106 days' state hospital credit. As so modified, the judgment is affirmed. The trial court is directed to prepare an amended abstract of judgment and to forward a certified copy to the Department of Corrections.

HULL, J.  
We concur: SCOTLAND, Acting P.J.  
NICHOLSON, J.

TUESDAY, SEPTEMBER 15, 1998 CONTINUED

Crim. THE PEOPLE (Not for Publication)  
 No. v.  
 C028515 DOUGLAS SCOTT WILLIAMS

The sentence is vacated and the matter is remanded to the trial court for resentencing consistent with this opinion.

HULL, J.

We concur: SCOTLAND, Acting P.J.  
 NICHOLSON, J.

Crim. THE PEOPLE (Not for Publication)  
 No. v.  
 C027451 EDUARDO DELGADO RODRIGUEZ

The judgment is affirmed. The trial court is directed to prepare a corrected abstract of judgment and to forward a certified copy of the corrected abstract to the Department of Corrections.

DAVIS, J.

We concur: BLEASE, Acting P.J.  
 RAYE, J.

Juvenile In re PHILLIP O., a Person Coming Under the Juvenile Court Law.  
 No. THE PEOPLE (Not for Publication)  
 C028649 v.  
 PHILLIP O.

The judgment is affirmed.

CALLAHAN, J.

We concur: BLEASE, Acting P.J.  
 RAYE, J.

Juvenile In re YER L., a Person Coming Under the Juvenile Court Law.  
 No. THE PEOPLE (Not for Publication)  
 C028127 v.  
 YER L.

The judgment is affirmed.

CALLAHAN, J.

We concur: BLEASE, Acting P.J.  
 RAYE, J.

TUESDAY, SEPTEMBER 15, 1998 CONTINUED

Juvenile In re CRUZ R., JR., a Person Coming Under the Juvenile Court Law  
No. DEPARTMENT OF SOCIAL SERVICES  
C028166 v. (Not for Publication)  
SEENA M.

The judgment is affirmed.

RAYE, J.

We concur:           BLEASE, Acting P.J.  
                                  DAVIS, J.

Civil REGENCY SAVINGS BANK  
No. v. (Not for Publication)  
C028386 SUNSET RIDGE-SACRAMENTO  
CAMPESSINO LIMITED PARTNERSHIP

The judgment is affirmed. Regency shall recover costs on appeal.

RAYE, J.

We concur:           BLEASE, Acting P.J.  
                                  HULL, J.

Civil                      LORETTA NEAL                      (Not for Publication)  
No.                                      v.  
C027743                      JULIO BRINCAT

The judgment is affirmed.

CALLAHAN, J.

We concur:           BLEASE, Acting P.J.  
                                  NICHOLSON, J.